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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,
9 Plaintiff,
10 v.
11 RICHARD LEE SATERSTAD,
12 Defendant.

2:15-CR-125-APG-GWF

Preliminary Order of Forfeiture

13 This Court finds Richard Lee Saterstad was found guilty of Count One of a One-
14 Count Criminal Indictment charging him with receipt or distribution of child pornography
15 in violation of 18 U.S.C. § 2252A(a)(2). Criminal Indictment, ECF No. 1; Verdict, ECF No.
16 219; Findings of Fact and Conclusions of Law, ECF No. 221; Minutes of Trial, ECF No.
17 223.

18 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States
19 of America has shown the requisite nexus between property set forth in the Amended Bill of
20 Particulars and the Forfeiture Allegations of the Criminal Indictment and the offense to
21 which Richard Lee Saterstad was found guilty. Criminal Indictment, ECF No. 1; Amended
22 Bill of Particulars, ECF No. 85; Verdict, ECF No. 219; Findings of Fact and Conclusions of
23 Law, ECF No. 221; Minutes of Trial, ECF No. 223.

24 The following property is (1) any visual depiction described in 18 U.S.C. § 2252A, or
25 any book, magazine, periodical, film, videotape, or other matter which contains any such
26 visual depiction, which was produced, transported, mailed, shipped or received in violation
27 of 18 U.S.C. § 2252A(a)(2) and (2) any property, real or personal, used or intended to be
28 used to commit or to promote the commission of 18 U.S.C. § 2252A(a)(2) or any property

1 traceable to such property, and is subject to forfeiture pursuant to 18 U.S.C. § 2253(a)(1)
2 and 2253(a)(3):

- 3 1. Toshiba Satellite laptop computer, Model No. L305D-S5974, SN Y9311882Q;
- 4 2. Western Digital 1TB My Passport external hard drive, SN
5 WZN1E32LZWDM;
- 6 3. Western Digital 1.5 TB external hard drive, Model No. WDBAAF0015HBK-
7 00, SN WMAVU1064968;
- 8 4. Toshiba 250 GB SATA laptop hard drive, SN 20LB00JB1W1DPV;
- 9 5. 54 CD's & DVD's; and
- 10 6. Toshiba Satellite laptop computer, Model No. L45-S7409, SN X7071397R

11 (all of which constitutes property).

12 This Court finds that the United States of America may amend this order at any time
13 to add subsequently located property or substitute property to the forfeiture order pursuant
14 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

15 This Court finds the United States of America is now entitled to, and should, reduce
16 the aforementioned property to the possession of the United States of America.

17 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
18 DECREED that the United States of America should seize the aforementioned property.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
20 rights, ownership rights, and all rights, titles, and interests of Richard Lee Saterstad in the
21 aforementioned property are forfeited and are vested in the United States of America and
22 shall be safely held by the United States of America until further order of the Court.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
24 of America shall publish for at least thirty (30) consecutive days on the official internet
25 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
26 describe the forfeited property, state the time under the applicable statute when a petition
27 contesting the forfeiture must be filed, and state the name and contact information for the
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1 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)
2 and 21 U.S.C. § 853(n)(2).

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
4 or entity who claims an interest in the aforementioned property must file a petition for a
5 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
6 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §
7 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's
8 right, title, or interest in the forfeited property and any additional facts supporting the
9 petitioner's petition and the relief sought.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
11 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
12 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
13 not sent, no later than sixty (60) days after the first day of the publication on the official
14 internet government forfeiture site, www.forfeiture.gov.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
16 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
17 Attorney's Office at the following address at the time of filing:

18 Daniel D. Hollingsworth
19 Assistant United States Attorney
501 Las Vegas Boulevard South, Suite 1100
20 Las Vegas, Nevada 89101.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
22 described herein need not be published in the event a Declaration of Forfeiture is issued by
23 the appropriate agency following publication of notice of seizure and intent to
24 administratively forfeit the above-described property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
2 copies of this Order to all counsel of record.

3 Dated: April 23, 2019.

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6 HONORABLE ANDREW P. GORDON
7 UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

A copy of the foregoing was served upon counsel of record via Electronic Filing on April 22, 2019.

/s/ Heidi L. Skillin
HEIDI L. SKILLIN
FSA Contractor Paralegal